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**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

2001P16019WOUS

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]  
on February 23, 2007

Signature

*Russell W. Warnock*

Typed or printed  
name

Russell W. Warnock

In re Application of Josef Gerl

Application Number  
10/733,911

Filed  
12/10/2003

For COOKING APPLIANCE WITH AN EXTRACTOR FAN

Art Unit

1761

Examiner

Timothy F. Simone

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
- ☐ A check in the amount of the fee is enclosed:
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 502786. I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)
- ☒ attorney or agent of record. 32,860  
Registration number
- ☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

*Russell W. Warnock*  
Signature

Russell W. Warnock  
Typed or printed name

252-672-7927  
Telephone number

February 23, 2007  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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02/28/2007 SSESHE1 00000018 502786 10733911

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ATTORNEY DOCKET NO.: 2001P16019WOUS

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8**

Serial No.: 10/733,911  
Filing Date: 12/10/2003  
Applicant: Josef Gerl  
Title: COOKING APPLIANCE WITH AN EXTRACTOR FAN  
Date of Deposit: February 23, 2007  
Type of Document(s): Certificate of Mailing (1 page);  
Notice of Appeal, Original and Copy (2 pages);  
Return postcard.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. Section 1.8**

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Mail Stop Appeal, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

February 23, 2007

Date of Deposit

Russell W. Warnock

Name of Attorney Signing

*Russell W. Warnock*  
Signature

Russell W. Warnock, Reg. No. 32,860  
Printed Name

BSH Home Appliances Corp.  
100 Bosch Boulevard  
New Bern, NC 25862  
Phone: 252-672-7927  
Fax: 714-845-2807  
russ.warnock@bshg.com